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– and –

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Counsel for Defendants

[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

CURTIS AND CHARLOTTE WESTLEY, Individually and on Behalf of All Others Similarly Situated,))))	No. C11-02448-EMC and related consolidated action (Lead Case No. C11-3176-EMC) (Derivative Action)
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Plaintiffs,

vs.

OCLARO, INC., et al.,

Defendants.

In re OCLARO, INC. DERIVATIVE
LITIGATION

Lead Case No. C11-3176-EMC
(Derivative Action)

This Document Relates To:

Westley v. Oclaro, Inc., et al.,
C11-02448-EMC.

STIPULATION AND ~~PROPOSED~~ ORDER
RESCHEDULING CASE MANAGEMENT CONFERENCE

1 WHEREAS, the parties have met and conferred in good faith concerning the prospects for a
2 non-litigated resolution of this action, and have scheduled a mediation for August 27, 2013 before
3 the Honorable Layn R. Phillips (Ret.);

4 WHEREAS, on July 15, 2013, the Court entered an order (i) approving the parties' joint
5 stipulation to continue the Case Management Conference ("CMC") and continue the stay of all
6 proceedings and deadlines in this action, including discovery deadlines, until after the CMC and a
7 schedule for the remainder of the action is in place and (ii) rescheduling the CMC for September 19,
8 2013 at 10:30 a.m. (Dkt. No. 162);

9 WHEREAS, September 19, 2013 falls on a Jewish holiday observed by lead counsel for
10 Defendants;

11 WHEREAS, the parties have agreed, subject to the Court's approval, to reschedule the CMC,
12 to September 26, 2013 at 10:30 a.m. or another date thereafter that is convenient to the Court;

13 WHEREAS, the parties have agreed, subject to the Court's approval, that the Joint CMC
14 Statement shall be due one week prior to the date of the CMC;

15 NOW THEREFORE, the undersigned parties, by and through their counsel of record,
16 stipulate as follows:

17 1. Subject to the Court's approval, the CMC, currently set for September 19, 2013 at
18 10:30 a.m., shall be rescheduled for September 26, 2013 at 10:30 a.m., or another date thereafter that
19 is convenient for the Court.

20 2. The Joint CMC Statement shall be due one week prior to the CMC.

21 DATED: August 15, 2013

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23
24 s/ Gidon M. Caine
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Additional Counsel for Plaintiff

Certificate Pursuant to Local Rule 5-1(i)(3)

I, Gidon M. Caine, am the ECF User whose identification and password are being used to file the STIPULATION AND [PROPOSED] ORDER RESCHEDULING CASE MANAGEMENT CONFERENCE. In compliance with Local Rule 5-1(i)(3), I hereby attest that Shawn A. Williams has concurred in this filing.

Dated: August 15, 2013

s/ Gidon M. Caine
GIDON M. CAINE

* * *

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 8/15/13 _____

THE HONORABLE
UNITED STATES JUDGE

